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At a Special Term Part 77 of the Supreme Court of the State of New York held in and for the County of Kings at the Courthouse at 360 Adams Street, Room 575, Brooklyn, New York, on the day of UEC 122014.

PRESENT:

HON. Bernavel 7. Grah

Justice

IN THE MATTER OF APPLICATION
OF DR. RICHARD KINYAMU,
ACTING DIRECTOR OF ADULT INPATIENT
PSYCHIATRY, DEPARTMENT OF PSYCHIATRY,
KINGS COUNTY HOSPITAL CENTER,

Petitioner,

for an order authorizing the medication of MAURICE MAYNARD, a patient at said hospital.

ORDER TO SHOW CAUSE MEDICATION OVER OBJECTION

Mental Hygiene Unit

No. 301949/14

Upon the petition of RICHARD KINYAMU, M.D. verified on the day of DEC 1 1 2014, the affirmation of HELEN SMITH, M.D., sworn to on the day of 1 2014,

and UPON ALL PAPERS AND PROCEEDINGS HAD HEREIN,

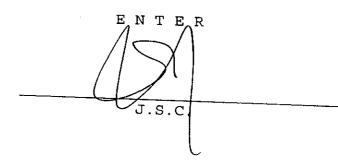
LET the Respondent, MAURICE MAYNARD, show cause at a Special Term Part 77 of the Court held at Kings County Supreme Court, 360 Adams, Street, Room 575, Brooklyn, NY, on the

day of DEC 16 2014, 2014 at 930 o'clock in

the forenoon of day, or as soon thereafter as counsel can be heard, why an Order should not be entered therein authorizing the involuntary medication of MAURICE MAYNARD.

Sufficient reason appearing therefore, let service of a copy of this order, together with the papers upon which it was granted, be made upon the respondent, MAURICE MAYNARD, by personal delivery on or before the day of , 2014, the Mental Hygiene Legal Service, his attorneys, by personal service on or before the day of 2 2014, be deemed good and sufficient service.

This Order shall not survive the transfer of the patient to another psychiatric hospital.



This Order to Show Cause is supported by:
Petition of RICHARD KINYAMU, M.D.
Affirmation of HELEN SMITH, M.D.

McALOON & FRIEDMAN, P.C.

By:

JEFF SANTOS, ESQ. Attorneys for Petitioner

1/23 William Street

New York, New York 10038 Tel. No.: (212) 732-8700 SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF KINGS
-----X
IN THE MATTER OF APPLICATION
OF DR. RICHARD KINYAMU,

OF DR. RICHARD KINYAMU, ACTING DIRECTOR OF ADULT INPATIENT PSYCHIATRY, DEPARTMENT OF PSYCHIATRY, KINGS COUNTY HOSPITAL CENTER,

Petitioner,

PETITION

for an order authorizing the medication of MAURICE MAYNARD, a patient at said hospital.

STATE OF NEW YORK
)

ss.:

COUNTY OF KINGS
)

DR. RICHARD KINYAMU affirms and says under penalty of perjury:

- 1. That I am licensed to practice medicine in the State of New York and that I am Board Eligible in Psychiatry.
- 2. That I am the Acting Director of Adult Inpatient Psychiatry, Department of Psychiatry, Kings County Hospital Center, located at 451 Clarkson Avenue, Brooklyn, New York 11203.
- 3. That upon information and belief, MAURICE MAYNARD is a sixty (60) year-old male who was admitted as a patient to the psychiatric ward of Kings County Hospital Center on December 5, 2014, and is currently on involuntary status.

- 4. That I have examined the patient on December 10, 2014, pursuant to administrative review procedures provided for in 14 NYCRR 527.8.
- 5. That upon information and belief, MAURICE MAYNARD resided at 323 East 23<sup>rd</sup> Street, Brooklyn, NY 11226, prior to his admission. The patient has not provided any information as to his next of kin.
- 6. That MAURICE MAYNARD suffers from Schizophrenia, Paranoid Type.
- 7. That the patient has grandiose and paranoid delusions, disorganized, illogical thoughts and poor self-care. In my opinion, medication over objection is in the patient's best interests.
- 8. That I explained the risks and benefits of medication to the patient and he has continued to refuse to take the medication.
- 9. That MAURICE MAYNARD has exhausted his administrative remedies. That the patient has refused medication on a sufficient number of occasions to materially affect his condition.
- 10. That treatment with anti-psychotic and, if necessary, anticholinergic medication, would likely benefit MAURICE MAYNARD and result in remission of symptoms and permit evaluation and treatment. The following medications are recommended:

- (a) We wish to administer the anti-psychotic medication, Prolixin, starting with 5 mg PO or IM, up to a maximum of 40 mg PO or IM total per day, in divided doses, with the option to convert to Prolixin Decanoate, starting with 12.5 mg IM, up to a maximum of 50 mg IM every two (2) weeks.
- The most common adverse side effects of an antipsychotic medication are tardive dyskinesia, tardive dystonia, extrapyramidal symptoms, dry mouth, blurred vision and constipation. In the event that certain side effects present, we wish to prescribe the anticholinergic medicine, Cogentin, starting with 1 mg PO or IM, up to a maximum of 4 mg PO or IM total per day, in divided doses. Anticholinergic medicine ameliorates extrapyramidal symptoms, a possible side effect. The side effects as to each patient must be evaluated and a determination will be made as to whether to treat the side effects or to convert to another anti-psychotic medication.
- 12. That the recommended treatment herein is the optimal form of treatment. That there are no less invasive, intrusive treatments for MAURICE MAYNARD.
- 13. That the patient is unable to make a reasoned decision about undergoing the proposed treatment.
- 14. That MAURICE MAYNARD will require treatment with antipsychotic and, if necessary, anticholinergic medication for the

duration of the respondent's involuntary commitment at the facility or 90 days, whichever is shorter.

15. That no previous application for the relief requested herein has been made to this or any other Court for this admission.

WHEREFORE, I respectfully make this application to the Court as Acting Director of Adult Inpatient Psychiatry, Department of Psychiatry, at Kings County Hospital Center, for an Order authorizing the administration of:

- (a) The anti-psychotic medication, Prolixin, starting with 5 mg PO or IM, up to a maximum of 40 mg PO or IM total per day, in divided doses, with the option to convert to Prolixin Decanoate, starting with 12.5 mg IM, up to a maximum of 50 mg IM every two (2) weeks, and
- (b) Simultaneous treatment of extra-pyramidal symptoms, if exhibited, with the anticholinergic medication, Cogentin, starting with 1 mg PO or IM, up to a maximum of 4 mg PO or IM total per day, in divided doses, in doses needed to achieve maximum patient comfort,

upon the person of MAURICE MAYNARD, over his objection, for the duration of the respondent's involuntary commitment at the facility or 90 days, whichever is shorter.

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RICHARD	KINYAMU, M.D.	<del></del>
Date:	12/11/14	

- 6. That the patient, on one hand, is extremely delusional and believes that he is a lawyer, among other professions, and, on the other hand, sometimes he is very clear in his thinking. The patient has a history of having a Bachelor's Degree and was enrolled at Howard University and while there he had his first psychotic episode. The patient has had multiple hospitalizations, both in state and regular hospitals. The patient was currently brought to the hospital due to disorganization and was occupying an unsafe home. In my opinion, medication over objection, is in the patient's best interests.
- 7. That I explained the risks and benefits of medication to the patient. However, the patient continues to refuse to take the medication. He has refused medication on a sufficient number of occasions to materially affect his condition.
- 8. That treatment with anti-psychotic and, if necessary, anticholinergic medication, would likely benefit MAURICE MAYNARD and result in remission of symptoms and permit evaluation and treatment. The following medications are recommended:
- (a) We wish to administer the anti-psychotic medication, Prolixin, starting with 5 mg PO or IM, up to a maximum of 40 mg PO or IM total per day, in divided doses, with the option to convert to Prolixin Decanoate, starting with 12.5 mg IM, up to a maximum of 50 mg IM every two (2) weeks.

14. That no previous application for the relief requested herein has been made to this or any other Court for this admission.

WHEREFORE, your affirmant respectfully joins in the petition of DR. RICHARD KINYAMU in requesting that the Court authorize the administration of:

- (a) The anti-psychotic medication, Prolixin, starting with 5 mg PO or IM, up to a maximum of 40 mg PO or IM total per day, in divided doses, with the option to convert to Prolixin Decanoate, starting with 12.5 mg IM, up to a maximum of 50 mg IM every two (2) weeks, and
- (b) Simultaneous treatment of extra-pyramidal symptoms, if exhibited, with the anticholinergic medication, Cogentin, starting with 1 mg PO or IM, up to a maximum of 4 mg PO or IM total per day, in divided doses, in doses needed to achieve maximum patient comfort,

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

IN THE MATTER OF APPLICATION
OF DR. RICHARD KINYAMU,
ACTING DIRECTOR OF ADULT INPATIENT
PSYCHIATRY, DEPARTMENT OF PSYCHIATRY,
KINGS COUNTY HOSPITAL CENTER,

Petitioner,

AFFIRMATION

for an order authorizing the medication of MAURICE MAYNARD, a patient at said hospital.

STATE OF NEW YORK )

ss.:

COUNTY OF KINGS )

DR. HELEN SMITH affirms and says under penalty of perjury:

- 1. That I am licensed to practice medicine in the State of New York and that I am Board Eligible in Psychiatry.
- 2. That I am an Attending, Unit R-3 East, Department of Psychiatry, Kings County Hospital Center, located at 451 Clarkson Avenue, Brooklyn, New York 11203.
- 3. That upon information and belief, MAURICE MAYNARD is a sixty (60) year-old male who was admitted as a patient to the psychiatric ward of Kings County Hospital Center on December 5, 2014, and is currently on involuntary status.
- 4. That I have performed psychiatric evaluation upon MAURICE MAYNARD and have had occasions to observe him.
- 5. That MAURICE MAYNARD suffers from Schizophrenia, Paranoid Type.

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF KINGS

IN THE MATTER OF APPLICATION
OF DR. RICHARD KINYAMU,
ACTING DIRECTOR OF ADULT INPATIENT
PSYCHIATRY, DEPARTMENT OF PSYCHIATRY,
KINGS COUNTY HOSPITAL CENTER,

Petitioner,

PETITION

for an order authorizing the medication of MAURICE MAYNARD, a patient at said hospital.

STATE OF NEW YORK )

ss.:

COUNTY OF KINGS )

DR. RICHARD KINYAMU affirms and says under penalty of perjury:

- 1. That I am licensed to practice medicine in the State of New York and that I am Board Eligible in Psychiatry.
- 2. That I am the Acting Director of Adult Inpatient Psychiatry, Department of Psychiatry, Kings County Hospital Center, located at 451 Clarkson Avenue, Brooklyn, New York 11203.
- 3. That upon information and belief, MAURICE MAYNARD is a sixty (60) year-old male who was admitted as a patient to the psychiatric ward of Kings County Hospital Center on December 5, 2014, and is currently on involuntary status.

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- 11. The most common adverse side effects of an antiposychotic medication are tardive dyskinesia, tardive dystonia, extrapyramidal symptoms, dry mouth, blurred vision and constipation. In the event that certain side effects present, we wish to prescribe the anticholinergic medicine, Cogentin, starting with 1 mg PO or IM, up to a maximum of 4 mg PO or IM total per day, in divided doses. Anticholinergic medicine ameliorates extrapyramidal symptoms, a possible side effect. The side effects as to each patient must be evaluated and a determination will be made as to whether to treat the side effects or to convert to another anti-psychotic medication.
- 12. That the recommended treatment herein is the optimal form of treatment. That there are no less invasive, intrusive treatments for MAURICE MAYNARD.
- 13. That the patient is unable to make a reasoned decision about undergoing the proposed treatment.
- 14. That MAURICE MAYNARD will require treatment with antipsychotic and, if necessary, anticholinergic medication for the

upon the person of MAURICE MAYNARD, over his objection, for the duration of the respondent's involuntary commitment at the facility or 90 days, whichever is shorter.

RICHARD KINYAMU, M.D.

Date: 12/4/14